IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 971 OF 2004

Transport and Dock Workers Union ...Petitioners

Versus

Board of Trustees of Port of
Mumbai and Ors. ...Respondents

Mr. Anand Grover with Ms. Firdaus Moosa instructed by Mr. Prakash Mahadik for the petitioner.
Mr.Umesh Shetty instructed by M/s. Mulla & Mulla & Cragie Blunt and Caroe for respondent Nos. 1 and 3.
Mr. J.P.Cama instructed by Vyas & Bhalwal for respondent No.2.

CORAM: **DALVEER BHANDARI, C.J.** &
DR. D.Y. CHANDRACHUD,J.

DATE: AUGUST 13, 2004.

P.C.

By consent of the parties, this petition is taken for final disposal.

2. In view of the order dated 13th July, 2004 passed by a Division Bench of this Court, which protects the interest of the workers, and the Reference is pending before the Tribunal, nothing

survives in this petition. This petition is accordingly disposed of. Both the parties would be at liberty to argue all the points before the Tribunal. Rule is discharged.

CHIEF JUSTICE

DR. D.Y. CHANDRACHUD, J.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 385 OF 2004

IN

WRIT PETITION NO. 971 OF 2004

Transport and Dock Workers Union ...Petitioners

Versus

Board of Trustees of Port of
Mumbai and Ors. ...Respondents

Mr. J.P.Cama instructed by Vyas & Bhalwal for respondent No.2 in support.
Mr. Anand Grover with Ms. Firdaus Moosa instructed by Mr. Prakash Mahadik for the petitioner to show cause.
Mr.Umesh Shetty instructed by M/s. Mulla & Mulla & Cragie Blunt and Caroe for respondent Nos. 1 and 3 to show cause.

CORAM: **DALVEER BHANDARI, C.J.** &
DR. D.Y. CHANDRACHUD,J.

DATE: AUGUST 13, 2004.

P.C.

Since the main petition has been disposed of, therefore, nothing survives in this Notice of Motion. The learned counsel for respondent No.2 craves leave of the Court to withdraw this Notice

of Motion. The Notice of Motion is accordingly dismissed as withdrawn.

CHIEF JUSTICE

DR. D.Y. CHANDRACHUD, J.